:

THOMAS E. WILLOUGHBY

HILL RIVKINS & HAYDEN LLP 45 Broadway New York, New York 10006 (212) 669-0600

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

TIGLIO MENSWEAR, INC. and EMBASSY CARGO S.P.A.,

Plaintiffs,

- Against -

CARGOLUX INTERNATIONAL S.A.,

Defendant.

U\$DC SDNY **DOCUMENT** ELECTRONICALLY FILED DOC #: DATE FILED:

Index No.

07 ¢IV 8163(PKL)

STIPULATION OF DISCONTINUANCE

IT IS HEREBY STIPULATED AND AGREED, that the above-entitled action having been recommended for settlement by counsel for both parties, that it be and the same hereby is dismissed with prejudice, but without costs to any party, subject to being re-opened within sixty (60) days after dismissal, should settlement funds not be received.

Dated: January 17, 2008

HILL RIVKINS & HAYDEN LLP

Attorneys for Plaintiffs

Thomas E. Willoughby

45 Broadway, Suite 1500

New York, New York 10006

(212) 669-0600

ROSEN GREENBERG BLAHA LLP

Attorneys for Defendant

John N. Romans

40 Wall Street, 32nd Floor

New York, New York 10005

(212) 530-4827

SO ORDERED:

PETER K. LEISURE,

United States District Judge